

2005

INTERIM LEGISLATIVE CALENDAR

OF THE

LEGISLATURE

OF THE

STATE OF LOUISIANA

THIRTY-THIRD EXTRAORDINARY SESSION

OF THE LEGISLATURE

UNDER THE CONSTITUTION OF 1974



LEGISLATIVE INSTRUMENTS PREFILED THROUGH
NOVEMBER 4, 2005

BY AUTHORITY

JOE R. SALTER
Speaker
House of Representatives

YVONNE DORSEY
Speaker Pro Tempore
House of Representaatives

ALFRED W. SPEER
Clerk
House of Representatives

2005 FIRST EXTRAORDINARY SESSION INTERIM LEGISLATIVE CALENDAR

HOUSE BILLS

THIRTY-THIRD FIRST EXTRAORDINARY SESSION UNDER THE ADOPTION OF THE CONSTITUTION OF 1974

HOUSE BILL NO. 1—

BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 22:1471.1, relative to homeowners' insurance claims; to provide for payments; to provide for settlements; to provide for applicability; and to provide for related matters.

—HOUSE—

November 1—
Prefiled.

Under the rules, provisionally referred to the Committee on Insurance.

HOUSE BILL NO. 2—

BY REPRESENTATIVES BRUNEAU AND PINAC
AN ACT

To enact R.S. 45:859, relative to utilities; to provide that restoration and rebuilding of certain utilities is a valid public purpose; and to provide for related matters.

—HOUSE—

November 1—
Prefiled.

Under the rules, provisionally referred to the Committee on Ways and Means.

HOUSE BILL NO. 3—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact Section 10 of Act 169 of the 2005 Regular Session of the Legislature of Louisiana, relative to the recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to change the effective date of the Act; and to provide for related matters.

—HOUSE—

November 3—
Prefiled.

Under the rules, provisionally referred to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 4—

BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 13:5, relative to each of the clerks of court throughout the state and the recorder of mortgages and the register of conveyances for the parish of Orleans; to authorize the establishment of an ancillary office during times of declared state of emergency or disaster; and to provide for related matters.

—HOUSE—

November 3—
Prefiled.

Under the rules, provisionally referred to the Committee on Judiciary.

HOUSE BILL NO. 5—

BY REPRESENTATIVE WALKER
AN ACT

To enact R.S. 40:2009.4(A)(6), 2109(B)(1)(c), and 2180.2(10), relative to minimum standards for licensure for hospitals, nursing facilities, and intermediate care facilities for the mentally retarded; to provide the Department of Health and Hospitals the authority to promulgate rules for facilities located in areas subject to hurricanes, tidal surges, or flooding; and to provide for related matters.

—HOUSE—

November 3—
Prefiled.

Under the rules, provisionally referred to the Committee on Health and Welfare.

HOUSE BILL NO. 6—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 51:1926(I) and 1927.1(D), relative to time limits to make certain investments under the Capital Companies Tax Credit Program; to extend the time limit for making certain investments; to provide for an effective date; and to provide for related matters.

—HOUSE—

November 3—
Prefiled.

Under the rules, provisionally referred to the Committee on Ways and Means.

HOUSE BILL NO. 7—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 24:31.4(D), relative to office expense allowances for members of the legislature; to provide for the payment of rent and other expenses for members of the legislature under certain circumstances; and to provide for related matters.

—HOUSE—

November 3—
Prefiled.

Under the rules, provisionally referred to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 8—

BY REPRESENTATIVE ODINET AND SENATOR N. GAUTREAUX
AN ACT

To provide for an extended period of time for renewal or extension of oyster leases expiring on January 1, 2006; to provide relative to terms of lease renewals or extensions; to provide for the 2006 due date for annual rent for oyster leases; and to provide for the 2006 dates for determination and advertisement of defaulted oyster leases; to suspend Section 501(G)(3) of Chapter 5 of Part VII of Title 76 of the Louisiana Administrative Code relative to public auction of leases in default; and to provide for related matters.

—HOUSE—

November 3—
Prefiled.

Under the rules, provisionally referred to the Committee on Natural Resources.

HOUSE BILL NO. 9—

BY REPRESENTATIVES LAFLEUR AND CAZAYOUX
AN ACT

To enact R.S. 42:1114.3, relative to disclosure; to require certain officials to disclose information to the Board of Ethics regarding certain contracts or subcontracts; to provide for the content of such disclosure; to provide for penalties; and to provide for related matters.

—HOUSE—

November 3—
Prefiled.

Under the rules, provisionally referred to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 10—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 23:1474(J), relative to the unemployment compensation fund; to suspend for calendar year 2006 the application of increases in the maximum amount of "wages" on which contribution rates are assessed; to provide for the application of procedures; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 11—

BY REPRESENTATIVES SMILEY, ALEXANDER, BEARD, BOWLER, BRUNEAU, BURNS, CROWE, DOVE, DOWNS, ERDEY, GEYMAN, GREENE, HUTTER, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MARTINY, MCVEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCALISE, SCHNEIDER, JANE SMITH, STRAIN, TOOMY, TRAHAN, TUCKER, WADDELL, WALSWORTH, WHITE, AND WINSTON AND SENATORS BARHAM, BOASSO, CAIN, DARDENNE, HOLLIS, KOSTELKA, LENTINI, MALONE, MICHOT, QUINN, ROMERO, SCHEDLER, AND THEUNISSEN

AN ACT

To amend and reenact R.S. 32:706.1 and to enact R.S. 32:702(14) and (15) and 707.3, relative to vehicles sustaining water damage from a declared disaster; to provide for definitions; to provide for disclosure before transfer; to provide for certificates of destruction; to provide for restrictions on transfer and registration; to provide for crushing; to provide for rules and regulations; to provide for penalties; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Commerce.

HOUSE BILL NO. 12—

BY REPRESENTATIVES QUEZAIRE AND SALTER
AN ACT

To amend and reenact R.S. 48:250.2(A) and (C), relative to contracts let by the Department of Transportation and Development; to authorize the Department of Transportation and Development to utilize the design-build method to construct transportation projects in certain areas; to remove certain limitations of the design-build program; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 13—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 32:702(14) and 707(I)(1)(c), relative to vehicles sustaining water damage as the result of a declared disaster; to provide for a definition; to provide for disposal of water-damaged vehicles pursuant to an insurance settlement; to provide for restriction on transfer; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Commerce.

HOUSE BILL NO. 14—

BY REPRESENTATIVE STRAIN
AN ACT

To amend and reenact R.S. 48:250.2(A) and (C), relative to contracts let by the Department of Transportation and Development; to authorize the Department of Transportation and Development to utilize the design-build method to construct a certain transportation infrastructure project which is included in the Transportation Infrastructure Model for Economic Development (TIMED) program; to remove certain limitations of the design-build program; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 15—

BY REPRESENTATIVES CAZAYOUX, QUEZAIRE, AND SALTER
AN ACT

To enact R.S. 48:442.1, relative to the expropriation of property for design-build projects by the Department of Transportation and Development; to provide relative to the content of the petition to expropriate such property; to provide relative to

information which must be annexed to such petition; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 16—
BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 14:329.8 and R.S. 29:734(C), to enact R.S. 14:329.9, and to repeal R.S. 14:329.6(A)(9), relative to price gouging; to provide with respect to the crime of price gouging; to provide for the elements of the crime; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 17—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 11:281(B), relative to delinquent contributions to certain public retirement systems; to waive interest on certain delinquent contributions during a gubernatorially declared disaster or emergency; to provide limitations and an effective date; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Retirement.

HOUSE BILL NO. 18—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 11:163(A) and (C), relative to retirement service and salary credit for public employees on involuntary furlough or leave without pay; to allow certain employees to continue to earn service and salary credit by payment of retirement contributions while on such furlough or leave; to provide limitations; to provide for implementation; to provide for an effective date; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Retirement.

HOUSE BILL NO. 19—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:24.10(C)(4), relative to LA 4 class ratio requirements; to provide for the applicability of provisions relative to the requirements for student to lead teacher

and student to adult staff member ratios for LA 4 classes; to provide for the State Board of Elementary and Secondary Education to adopt rules relative to the ratios required for LA 4 classes; to provide for effectiveness; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Education.

HOUSE BILL NO. 20—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:88(A) and (C) and to enact R.S. 17:88(F), relative to the required dates for adoption and submission of school board budgets; to provide for the applicability of provisions relative to the required dates for school boards to adopt budgets and submit such budgets to the state superintendent of education; to provide for the State Board of Elementary and Secondary Education to adopt rules relative to the adoption and submission of such budgets; to provide for effectiveness; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Education.

HOUSE BILL NO. 21—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:236, relative to the requirement for a minimum school session; to provide for the applicability of the requirement for a minimum school session of not less than one hundred eighty days for school classification purposes; to provide for the State Board of Elementary and Secondary Education to adopt rules relative to the minimum school session; to provide for effectiveness; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Education.

HOUSE BILL NO. 22—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:2112(A)(1) and to enact R.S. 17:2112(C), relative to the required time lines for conducting sight and hearing tests for certain pupils; to provide for the applicability of the requirement for testing the sight and hearing of pupils within thirty days after the admission of any pupils entering school late in the session; to provide for the State Board of Elementary and Secondary Education to adopt rules relative to such requirement; to provide for effectiveness; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Education.

HOUSE BILL NO. 23—

BY REPRESENTATIVES MARTINY, LAFLEUR, TOWNSEND, CAZAYOUX, CRAVINS, GALLOT, AND HEATON AND SENATOR CHAISSON

AN ACT

To enact Title XXXIII of the Louisiana Code of Criminal Procedure, to be comprised of Louisiana Code of Criminal Procedure Articles 941 through 956, relative to criminal procedure; to provide for emergency sessions of criminal court; to provide for definitions; to provide for applicability; to provide for criminal jurisdiction and venue in emergency sessions of court; to provide for venue for habeas corpus proceedings in certain circumstances; to provide for criteria for emergency sessions of court; to provide for the power and authority of the court conducting emergency sessions; to provide for legislative findings; to provide for powers, duties, and authority of the sheriff operating in emergency sessions of court; to provide for the powers, duties, and authority of the clerk of court of an affected court conducting emergency sessions; to provide for the authority of the indigent defender board of the affected court conducting emergency sessions of court; to provide with respect to the summoning of a criminal jury pool; to provide for the suspension of certain time periods, limitations, and delays in the affected court; to provide for exceptions; to provide for appeals and the application of supervisory writs from a judgment or ruling of an affected court conducting emergency sessions of court; to provide for preemption of conflicting provisions of law; to provide for the court costs, fees, and fines assessed or taxed and collected by the affected court conducting emergency sessions of court; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 24—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, DORSEY, AND PINAC

AN ACT

To amend and reenact R.S. 47:287.85(C)(2) and 293(3), relative to income tax of estates and trusts, corporations, and individuals; to provide that the deduction from state income taxes for federal income tax shall not be reduced by the amount of certain federal disaster relief tax credits; to provide for an effective date; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Ways and Means.

HOUSE BILL NO. 25—

BY REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 47:287.85(C)(2) and 293(3), relative to income tax of estates and trusts, corporations, and individuals; to provide that the deduction from state income taxes for federal income tax shall not be reduced by the amount of certain federal disaster relief tax credits; to provide for an effective date; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Ways and Means.

HOUSE BILL NO. 26—

BY REPRESENTATIVE CRAVINS AND SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 15:542(C)(2)(a) and (b) and (F)(1), relative to penalties for failure to register as a sex offender; to provide that penalties for failure to register as a sex offender shall apply to sex offenders who fail to notify appropriate law enforcement officials when they are temporarily displaced from their residence due to an evacuation order or declaration of an emergency; to amend the criminal penalties for a first conviction of failure to register as a sex offender; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 27—

BY REPRESENTATIVE SALTER

AN ACT

To provide for a special statewide election on the first Saturday in February of 2006 for the purpose of submitting constitutional amendments to the electors of the state; to provide for the conduct of such election; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 28—

BY REPRESENTATIVES MARTINY, ALEXANDER, BEARD, BOWLER, BRUNEAU, BURNS, CROWE, DOVE, DOWNS, ERDEY, GEYMAN, GREENE, HUTTER, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, MCVEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCALISE, SCHNEIDER, SMILEY, JANE SMITH, STRAIN, TOOMY, TRAHAN, TUCKER, WADDELL, WALSWORTH, WHITE, AND WINSTON AND SENATORS BARHAM, BOASSO, CAIN, DARDENNE, HOLLIS, KOSTELKA, LENTINI, MALONE, MICHOT, QUINN, ROMERO, SCHEDLER, AND THEUNISSEN

AN ACT

To amend and reenact R.S. 29:735(A), relative to immunity of personnel during a declaration of emergency or disaster; to provide for limitation of liability for law enforcement agencies and officers based on detention of persons in any parish prison or local jail under certain circumstances; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 29—

BY REPRESENTATIVES MARTINY, RICHMOND, AND GALLOT AND SENATOR MURRAY

AN ACT

To enact R.S. 15:87.1, relative to criminal bail; to provide that certain bail bonds in certain parishes are void based upon destruction of property and records by Hurricanes Katrina and Rita; to provide for applicability; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 30—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 6:121.6, relative to the powers of the commissioner of the Office of Financial Institutions; to authorize the commissioner to waive, suspend, or delay compliance of certain statutes relating to certain entities regulated by the commissioner; to provide for an effective date; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Returned to the calendar.

HOUSE BILL NO. 31—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 51:1425, relative to contracts awarded for disaster recovery work; to limit a portion of the amount of a contract that may be retained by the contractor if disaster recovery work under the contract is subcontracted to another person; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Commerce.

HOUSE BILL NO. 32—

BY REPRESENTATIVES GALLOT AND ANSARDI AND SENATOR LENTINI

AN ACT

To enact R.S. 9:2561, relative to the performance of contracts; to provide for the suspension of performance of contracts due to impracticability; to provide for a definition of impracticability of performance; to provide relative to default by the obligor; to provide relative to partial performance; to provide that Hurricanes Katrina and Rita are fortuitous events; to provide relative to obligations for the payment of money; to provide for applicability to contracts effected by Hurricanes Katrina or Rita; to provide for retroactivity; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 33—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:154.3 and to enact R.S. 17:154.1(A)(5), relative to minimum requirements for instructional time; to provide for applicability of such requirements including the required number of certain work days per school year under specified circumstances; to provide for certification by the state superintendent of education relative to the applicability of the minimum requirements for instructional time for certain public schools and school systems; to provide for rules and regulations adopted by the State Board of Elementary and Secondary Education relative to all such applicability; to provide for effectiveness; and to provide for related matters.

—HOUSE—

November 4—
Prefiled.

Under the rules, provisionally referred to the Committee on Education.

2005 FIRST EXTRAORDINARY SESSION
INTERIM LEGISLATIVE CALENDAR

HOUSE CONCURRENT RESOLUTIONS

THIRTY-THIRD EXTRAORDINARY SESSION
UNDER THE ADOPTION OF THE CONSTITUTION OF 1974

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVE PINAC

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2005 First Extraordinary Session of the Legislature of Louisiana the provisions of R.S. 4:214.1, relative to the minimum number of live racing days.

—HOUSE—

November 1—

Prefiled.

Under the rules, provisionally referred to the Committee on Commerce.

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVE LANCASTER

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2006 Regular Session of the Legislature of Louisiana the provisions of R.S. 18:192, which provides for the annual canvass of registered voters.

—HOUSE—

November 3—

Prefiled.

Under the rules, provisionally referred to the Committee on House and Governmental Affairs.
